

1 BILL NO. S-82-04- 38

2 SPECIAL ORDINANCE NO. S- 91-82

3 AN ORDINANCE amending General Ordinance No. G-27-78
4 establishing rates and charges for the use of and
5 services rendered by the waterworks system of the
6 City of Fort Wayne, and repealing all ordinances or
7 parts of ordinances in conflict therewith.

8 WHEREAS, the Common Council of the City of Fort Wayne,
9 Indiana, now finds that the existing rates and charges for the
10 use of and services rendered by the waterworks of said City are
11 too low and are insufficient to enable the City to properly
12 maintain and operate its waterworks plant; to provide for
13 depreciation; to provide a sinking fund for the liquidation of
14 bonds; to provide for payment of interest on bonds and other
15 evidences of indebtedness; to provide adequate funds for working
16 capital; to provide funds for payment of any taxes assessed
17 against its utility; and to provide a reasonable return on
18 its utility plant; and therefore, that the existing rates and
19 charges should be increased; and

20 WHEREAS, in accordance with I.C. 8-1-2-96, as amended,
21 the Common Council finds that rates and charges for water service
22 to be paid by users of the system shall be sufficient to include
23 a reasonable return on the utility plant of the municipality;
24 and

25 WHEREAS, pursuant to I.C. 8-1-2-96, the Common Council
26 finds that the water rates charged to users of the system shall
27 be sufficient to compensate the City for the taxes due to the
28 City which would be paid on the utility property were it privately
29 owned;

30 NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
31 OF THE CITY OF FORT WAYNE, INDIANA:

32 SECTION 1. That Section 1 of the General Ordinance
No. G-27-78, entitled "An Ordinance amending General Ordinance

No. G-09-76 establishing rates and charges for the use of and services rendered by the waterworks system of the City of Fort Wayne, and repealing all ordinances or parts of ordinances in conflict therewith", adopted September 28, 1978, be and the same is hereby amended to read as follows: Section 1. That there shall be and hereby are established for the use of and the service rendered by the waterworks system of the City of Fort Wayne the following rates and charges based on the use of water supplied by said waterworks system:

(a) Metered Rates Per Month

		<u>100 Cubic Feet</u>
First	500 cubic feet	\$1.000
Next	1,500 cubic feet	.770
Next	2,500 cubic feet	.643
Next	7,500 cubic feet	.593
Next	18,000 cubic feet	.509
Next	20,000 cubic feet	.432
Next	50,000 cubic feet	.381
Next	50,000 cubic feet	.305
Over	150,000 cubic feet	.279

(b) Minimum Charges

Each user shall pay a minimum monthly charge based on the size of meter installed, for which the user will be entitled to the quantity of water set out in the metered schedule of rates.

<u>Size of Meter</u>	<u>Per Month</u>
5/8 inch	\$ 5.00
3/4 inch	7.80
1 inch	12.70
1 1/2 inch	25.30
2 inch	39.00
3 inch	77.95
4 inch	129.70
6 inch	246.40
8 inch	360.35
10 inch	540.45

(c) Municipal Service to the City of Fort Wayne

For each fire hydrant - per annum \$165.75

(d) Private Fire Protection Service

Per annum - Fire Hydrant	\$165.75
2 inch	18.40
3 inch	41.45
4 inch	73.60
6 inch	165.75

8 inch	\$283.65
10 inch	460.30
12 inch	662.85
16 inch	1,178.40

(e) All charges for service to customers situated outside the corporate limits of the City of Fort Wayne having availability for all of the foregoing tariffs shall be one hundred thirty-five per cent (135%) of the charges computed by application of the foregoing tariffs.

(f) Collection or Deferred Payment Charge

All bills for water services not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3.00 and 3% on the excess over \$3.00.

SECTION 2. Utility rates and regulations for water services shall be determined from time to time as the need may occur by the Board of Public Works of the City of Fort Wayne.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed; provided, however, that the existing schedule of water rates and charges shall remain in full force and effect until the schedule of rates and charges fixed by this ordinance shall be approved by the Public Service Commission of Indiana, and until such time as the order of said Commission approving said new rates and charges shall direct.

SECTION 4. This ordinance shall be in full force and effect from and after its passage; provided, however, that the schedule of rates and charges herein set out shall not become effective unless approved by the Public Service Commission of Indiana, or until such time as said Commission shall direct.


COUNCILMAN

APPROVED AS TO FORM AND LEGALITY
THIS 26 DAY OF April, 1982.


Bruce O. Boxberger, City Attorney

Read the first time in full and on motion by Burns, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee City Notes (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the 25th day of May, 1982, at 7:20 o'clock P.M., E.S.T.

DATE: 4-27-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Burns, seconded by E. Stier, and duly adopted, placed on its passage. PASSED (~~lost~~) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>7</u>	<u>1</u>	<u> </u>	<u>1</u>	<u> </u>
<u>BRADBURY</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>BURNS</u>	<u> </u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>
<u>EISBART</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>GiaQUINTA</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>NUCKOLS</u>	<u> </u>	<u> </u>	<u> </u>	<u>X</u>	<u> </u>
<u>SCHMIDT</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>SCHOMBURG</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>STIER</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>TALARICO</u>	<u>X</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

DATE: 5-25-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. 5-91-82

on the 25th day of May, 19 82

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of May, 19 82, at the hour of 11:30 o'clock A.M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 1st day of June, 19 82, at the hour of 4 o'clock P.M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

S-82-04-38

BILL NO. _____

REPORT OF THE COMMITTEE ON CITY UTILITIES

WE, YOUR COMMITTEE ON City Utilities TO WHOM WAS REFERRED AN
ORDINANCE amending General Ordinance No. G-27-78 establishing
rates and charges for the use of and services rendered by the waterworks
system of the City of Fort Wayne, and repealing all ordinances or parts
of ordinances in conflict therewith

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT
BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE 80 PASS.

PAUL M. BURNS - CHAIRMAN

MARK E. GIAQUINTA - VICE CHAIRMAN

JAMES S. STIER

JANET G. BRADBURY

ROY J. SCHOMBURG

Mark E. Giaquinta

James S. Stier

Janet G. Bradbury
R. J. Schomburg

5-25-82
CONCURRED IN
DATE _____ CHARLES W. WESTERMAN, CITY CLERK

DIGEST SHEET

TITLE OF ORDINANCE Special Ordinance 5-82-04-38

DEPARTMENT REQUESTING ORDINANCE City Utilities

SYNOPSIS OF ORDINANCE An Ordinance amending Chapter 24 of the

Municipal Code of the City of Fort Wayne for the purpose of increas-
ing rates charged to water customers.

EFFECT OF PASSAGE Increasing the revenues of City Utilities

EFFECT OF NON-PASSAGE None of the above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) Lack of additional
revenue to operate utilities if Ordinance fails.

ASSIGNED TO COMMITTEE (PRESIDENT) _____

NOTICE OF HEARING ON
PROPOSED RATES AND CHARGES
OF FORT WAYNE WATERWORKS

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. S-82-04-38, thereby determining to establish rates and charges for services to be rendered by the municipal waterworks. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on May 25, 1982, in the City-County Bldg. Room 126, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. S-82-04-38, which provides in part as follows:

(a) Metered Rates Per Month

		<u>100 Cubic Feet</u>
First	500 cubic feet	\$1.000
Next	1,500 cubic feet	.770
Next	2,500 cubic feet	.643
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Next	50,000 cubic feet	.305
Over	150,000 cubic feet	.279

(b) Minimum Charges

Each user shall pay a minimum monthly charge based on the size of meter installed, for which the user will be entitled to the quantity of water set out in the metered schedule of rates.

<u>Size of Meter</u>	<u>Per Month</u>
5/8 inch	\$ 5.00
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8 inch	360.35
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(c) Municipal Service to the City of Fort Wayne

For each fire hydrant - per annum \$ 165.75

(d) Private Fire Protection Service

Per annum - Fire Hydrant	\$ 165.75
2 inch	18.40
3 inch	41.45
4 inch	73.60
6 inch	165.75
8 inch	283.65
10 inch	460.30
12 inch	662.85
16 inch	1,178.40

- (e) All charges for service to customers situated outside the corporate limits of the City of Fort Wayne having availability for all of the foregoing tariffs shall be one hundred thirty-five per cent (135%) of the charges computed by application of the foregoing tariffs.

(f) Collection or Deferred Payment Charge

All bills for water services not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3.00 and 3% on the excess over \$3.00.

At such hearing and prior to final adoption of said Ordinance No. S-82-04-38, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-38 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this _____ day of May, 1982.

Clerk

NOTICE OF HEARING ON
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Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. 0-82-04-38, thereby determining to establish rates and charges for services to be rendered by the municipal waterworks. At a meeting of the Common Council to be held at _____ .M. (Fort Wayne Time), on May 25, 1982, in the _____, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. _____, which provides in part as follows:

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At such hearing and prior to final adoption of said Ordinance No. _____, all interested parties may appear and be heard. Copies of Ordinance No. _____ are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this _____ day of _____, 1982.

Clerk

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PROPOSED RATES AND CHARGES
OF FORT WAYNE WATERWORKS

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. _____, thereby determining to establish rates and charges for services to be rendered by the municipal waterworks. At a meeting of the Common Council to be held at _____ .M. (Fort Wayne Time), on May 25, 1982, in the _____, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. _____, which provides in part as follows:

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(f) Collection or Deferred Payment Charge

All bills for water services not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3.00 and 3% on the excess over \$3.00.

At such hearing and prior to final adoption of said Ordinance No. _____, all interested parties may appear and be heard. Copies of Ordinance No. _____ are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this _____ day of _____, 1982.

Clerk



The City of Fort Wayne

OFFICE OF THE CITY CLERK

Charles W. Westerman, Clerk — Room 122

May 12, 1982

Ms. Judy High
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. High:

Please give the attached full coverage on the date of
May 14, 1982, in both the News Sentinel and the Journal
Gazette.

RE: Legal Notice for Common Council
NOTICE OF HEARING ON PROPOSED RATES
AND CHARGES OF FORT WAYNE SEWAGE WORKS

NOTICE OF HEARING ON PROPOSED RATES
AND CHARGES OF FORT WAYNE WATERWORKS

Please send us eight copies of the Publisher's Affidavit from
both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 2

NOTICE OF HEARING ON
PROPOSED RATES AND CHARGES
OF FORT WAYNE SEWAGE WORKS

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. S-82-04-39, thereby determining to establish rates and charges for services to be rendered by the sewage works. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on May 25, 1982, in the City-County Building, Room 126, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. S-82-04-39, which provides in part as follows:

Article VI. User Charges

Sec. 24-27. User Volume Charges.

The water usage schedule upon which charges for services rendered by the Sewer Utility shall be based on water consumption unless otherwise metered or exempted in accordance with the following user classifications and the following charges for services for each such classifications:

Service Charge (cents per 100 cu. ft.)

	<u>Class of User</u>	
	<u>Domestic</u>	<u>Manufacturing</u>
Treatment	18.74	18.74
Conveyance, Collection, Billing	18.23	11.88
Capital	<u>11.73</u>	<u>8.88</u>
Total User Charge	48.70	39.50

Sec. 24-28. User Minimum Charges.

In the event the monthly sewage service charge calculated in accordance with the water consumption schedule in Sec. 24-27 does not exceed the minimum monthly charge for each class of user as set forth thereafter user shall pay said minimum monthly charge in lieu of the charge calculated based on water usage, as follows:

<u>Water Meter Size</u>	<u>Minimum Monthly Charge</u>
5/8 - 3/4"	\$ 2.43
1 - 1/2"	8.58
2"	17.51
3"	35.18
4"	58.48
6" or larger	162.44

Sec. 24-29. User Flat Charges.

In the event any user is not a metered water customer, there shall be imposed flat charge rates as follows:

<u>Classification of Customer</u>	<u>Monthly Flat Charge (1)</u>	
	<u>In-City</u>	<u>Out-City</u>
Domestic User - Single Family Dwelling	\$ 4.87	\$ 5.84
Domestic User - Multi-Family Dwelling	To be estimated by City	
Commercial and Industrial User	To be estimated by City	

(1) Estimates of monthly flat charges for multi-family dwellings shall be based on the number of family units accommodated by the system multiplied by the single family dwelling monthly charges. Estimates of monthly flat charges for commercial and industrial establishments shall be either estimated based on number of employees, manufacturing processes used and other pertinent sewer use indicators or based upon outfall measurements where available.

Sec. 24-29A. Special Capital Surcharge.

Each user discharging wastes into the sewage systems acquired by the City of Fort Wayne, Indiana, from and located in St. Joseph Township and Adams Township, Allen County, Indiana, as well as all future extensions thereof shall be subject to and shall pay a special capital surcharge in the amount of \$4.65 per month in addition to all other sewer service charges or other charges imposed by this Ordinance. Said capital surcharge shall be collected from said users until such time as the principal of and all interest and other costs arising from the borrowing of funds by the City for the acquisition of said sewer system shall have been paid in full from the total of the capital surcharge herein imposed.

Sec. 24-30. Contract Customers - Unit and Other Charges.

In the event the City consummates a contract to serve as a regional treatment plant for any other municipality or private regional treatment plant for any other municipality or private sewage utility, either contiguous to the City or in its environs, said contract shall provide for the following unit charges:

(a) Volume Charge (cents per 100 cu. ft.)

Treatment	18.74
Capital Charge	<u>11.76</u>
	30.50

(b) Variable Charge (cents per 100 cu. ft.)

A variable charge for conveyance and collection costs attributable to that portion of the conveyance system and operating costs associated therewith used by the contract customer shall be computed by the City and added to the volume charge.

(c) Flat Charge.

In addition to the foregoing charges based on volume of sewage treated and conveyed each contract customer will pay a monthly billing charge of \$.55 and a monthly surveillance charge of \$82.20.

(d) Excess Strength of Wastes Surcharge.

In the event a contract customer contributes waste having a strength in excess of domestic waste characteristics, as hereinbefore defined, a surcharge based on the following unit process charge will be in effect for all waste found to be in excess of limitations:

Cents Per Pound

Suspended Solids - (SS)	3.931
Biochemical Oxygen Demand - (BOD)	3.926
Phosphorus - (P)	37.619

(e) Capital Surcharge.

In the event contract customer delivers sewage for treatment to City for a period of 90 consecutive days which is in excess of base MGD contracted for, then customer will be subject to an additional capital charge computed at the capital charge (per 100 cu. ft.) then in effect times the excess percentage of MGD represented by dividing actual MGD by contracted MGD.

(f) Other Provisions.

In the event sewage received pursuant to any contract entered into under this section exceeds any of the limitations imposed by this Chapter, the City shall have the right to impose all charges, limitations and penalties applicable to any non-contract user served by the City. Each contract entered into by the City pursuant to the foregoing rate classification shall provide that contract customer shall agree to enact and maintain a Sewer Use Ordinance, Industrial Cost Recovery System and User Charge System acceptable to the City and in conformance with the City's obligations under Sec. 204(b)(1) Public Law 92-500 as amended and supplemented and guidelines and regulations promulgated thereunder by the U.S. Environmental Protection Agency and 40 CFR 35.905-8, 35-928-1 and 35-928-2, and 35-935-13.

Sec. 24-31. Bulk Waste Charges.

- Industrial - For all industrial waste picked up from customer and hauled in City's vehicles to Plant - \$163.00 per load.
- Domestic - For all domestic waste delivered to plant by customer's truck or tank - \$23.85 per load. For purposes of computing charges hereunder, a load is defined as 1,000 gallons of tank capacity or fraction thereof.

Sec. 24-32. Annual Review of Service Charges.

Prior to May 1 of each year, the General Auditor of the City Utilities and an independent certified public accountant employed for that purpose shall submit to the Board of Public Works a comparison of the calculated unit cost for flow, removal of BOD, suspended solids, and phosphorus per year, with the unit charges currently in effect from which the Board shall determine whether the current service charges and surcharges are adequate or should be changed. The methodology utilized in developing this cost comparison shall include:

1. A system including the distribution of the cost of operation and maintenance of the treatment works of the WPC

Utility to each user class in proportion to such user's contribution to the total waste loading of the treatment works. Factors such as strength, volume, and delivery flow characteristics shall be considered and included as the basis for the user's contribution to insure a proportional distribution of operation and maintenance and replacement costs to each user class.

2. Total annual service charges and surcharges collected from each individual user class shall be deemed sufficient if said charges have generated during the prior operating period sufficient revenue to offset the cost of all treatment works operation and maintenance provided by the Utility, including cost of management, system repair and replacement, debt retirement and other costs incidental to the Utility Operation attributable to such class.

Article VII. Strength-of-Wastes Surcharge

Sec. 24-35. Rates of Surcharge.

The rate of surcharge for each of the aforementioned constituents

- | | |
|--|---------------------------|
| a. For suspended solids (SS) | 3.931 cents
per pound |
| b. For biochemical oxygen demand - (BOD) | 3.926 cents
per pound |
| c. For phosphorus (P) | 37.619 cents
per pound |

Sec. 24-36. Waste Evaluation Charges.

All users discharging wastes into the system requiring continuing surveillance sampling and waste evaluation shall be subject to a monthly fixed charge to cover the costs of such services in the amount of \$82.20 per discharge point.

At such hearing and prior to final adoption of said Ordinance No. S-82-04-39, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-39 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours. This notice is being given pursuant to I.C. 36-9-23-26.

Dated this 11th day of May, 1982.

Charles W. Whitteman
Clerk

NOTICE OF HEARING ON
PROPOSED RATES AND CHARGES
OF FORT WAYNE WATERWORKS

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For each fire hydrant - per annum \$ 165.75

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- (e) All charges for service to customers situated outside the corporate limits of the City of Fort Wayne having availability for all of the foregoing tariffs shall be one hundred thirty-five per cent (135%) of the charges computed by application of the foregoing tariffs.

(f) Collection or Deferred Payment Charge

All bills for water services not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3.00 and 3% on the excess over \$3.00.

At such hearing and prior to final adoption of said Ordinance No. S-82-04-38, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-38 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this 11th day of May, 1982.


Clerk

LAW OFFICES
GROTRIAN & BOXBERGER

SUITE 200 METRO BUILDING

BERRY & HARRISON

FORT WAYNE, INDIANA 46802

TELEPHONE
AREA CODE 219
423-3595

DENNIS J. GROTRIAN
BRUCE O. BOXBERGER
JOHN J. WERNET
PHILLIP A. RENZ
T. DEAN SWIHART
GREGORY M. ANTALIS

May 10, 1982

Mr. Charles Westerman, City Clerk
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Re: Introduction of Sewer Revenue Bond Ordinance,
Waterwork Revenue Bond Ordinance and Sewer
Connection Bond Ordinance.

Dear Mr. Westerman:

The City wishes to introduce at the May 11 meeting of the Common Council of the City of Fort Wayne three ordinances referred to above. These ordinances require the approval of bond counsel in Indianapolis and the approval of my office and as of this time, they are not ready to be given to you.

The titles of two of the ordinances I can give you and they are as follows:

First, the sewer revenue bond is entitled "An Ordinance concerning the construction of additions and improvements to the sewage works of the City of Fort Wayne, the issuance of revenue bonds to provide the cost thereof, the collection, segregation and distribution of the revenues of said works, the safeguarding of the interests of the holders of said revenue bonds, other matters connected therewith and repealing ordinances inconsistent therewith";

Second, the waterworks refunding ordinance entitled "An Ordinance concerning the refunding of an indebtedness of the municipal waterworks incurred for the acquisition of water facilities by the municipal waterworks of the City of Fort Wayne, authorizing the issuance of revenue bonds to provide for the cost thereof, matters connected therewith and repealing ordinances in conflict therewith." We will have them in your office as soon as is possible.

Thank you for your consideration.

Sincerely yours,

Bruce O. Boxberger

Bruce O. Boxberger
City Attorney (Corporate Counsel)

BOB:lcs

To JOURNAL-GAZETTE Dr

FORT WAYNE, INDIANA

Country Ind.

LINE COUNT

4

389

1

394

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

6 extra

3.00

81.80

81.80

[illegible]

as well as 1,000 gallons of tank capacity or fraction thereof, depending on the amount of hazardous waste generated. Changes:

On May 1 of each year, the General Auditor of the City Utilities and an independent certified public accountant will audit the records of those who submit to the Board of Public Works the annual report of the amount of hazardous waste generated, the unrecycled unit cost for flow, the amount of hazardous waste generated and phosphorus per year, with the unit charges currently in effect. The audit will determine the current service charges for each user and whether they are equal or should be changed. The results of the audit will be reported to the Board of Public Works. This cost comparison shall include:

1. A system which the district has in place to ensure the maintenance of the treatment plant and the collection system for users in proportion to such user's contribution to the cost of loading of the treatment works.

Factors such as strength, volume, toxicity, and other characteristics shall be considered and included in the cost comparison. The Board of Public Works may, at its discretion, determine to insure a proportional distribution of the cost of the maintenance and replacement costs to each user class.

Each user class shall pay the service charges for the collection and interchange collected from the treatment plant and the collection system deemed sufficient to fund the maintenance and replacement of the operating period sufficient revenue to offset the cost of all treatment and collection services. The revenue provided by the Utility, including the revenue from the sale of the

[illegible][illegible]

For each fire hydrant—	\$160.00
per annum	
For Private Fire Protection Service	
Fire Hydrant	\$185.00
2 inch	18
4 inch	73
6 inch	163
8 inch	263
10 inch	363
12 inch	463
16 inch	1,178

All charges for service to customers issued outside the City of Portland on the basis of the rates herein have been available for all customers for the past five years. We have available for all customers for the past five years, one hundred thirty-five per cent of the charges for service to customers by application of the foregoing rates.

(f) Collection or Deferred Payment Charge

All bills for service rendered or paid within fifteen (15) days from the date of the bill shall be subject to a collection or deferred payment charge of five per cent of the amount on the excess over \$3.00.

Any delinquency and/or non-adoption of said Ordinance may result in a suspension of service, may appear and be heard, Court of Ordinance No. 5-52-24-04.

Customers who are not able to pay for service rendered may be available for inspection by the City of Portland for business hours.

Adopted this 15th day of May, 1982.

Charles W. Western, City Clerk

newspaper of general circulation printed and published

in the English language in the city of **FORT WAYNE, INDIANA**
town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....one time.....the dates of publication being as follows: 5/14/82

Subscribed and sworn to before me this 14th day of May, 1982
Anne M. Perkins
 Notary Public
 My commission expires November 29, 1985

My commission expires.....November 29, 1985

[illegible]

User	Monthly Flat Charge (1)	
	In-City	Out-City
User 1	\$ 4.87	\$ 5.84
User 2	To be estimated by City	To be estimated by City
User 3	To be estimated by City	To be estimated by City
User 4	To be estimated by City	To be estimated by City

Fort Wayne Common Council

To JOURNAL-GAZETTE Dr.

(Governmental Unit)

Allen

County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

4

389

1

394

COMPUTATION OF CHARGES

394 lines, 1 columns wide equals 394 equivalent lines at .200¢ \$ 78.80
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

6 extra

3.00

TOTAL AMOUNT OF CLAIM.

\$ 81.80

DATA FOR COMPUTING COST

Width of single column 9.6 picas

Size of type 6 point

Number of insertions 1

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Arvilla Dewald*Date May 14, 19 82Title CLERK

Form 904

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTEDAILY

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA town

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows: 5/14/82

Subscribed and sworn to before me this 14th day of May, 19 82My commission expires November 29, 1985

Notary Public

The Journal-Gazette
Richard Inskeep
President and Publisher

0

metered rates shall be imposed flat charge rates as follows:

Classification of Customer	Monthly Flat Charge (1)	In-City	Out-City
Domestic User—Single Family Dwelling	\$ 4.87	\$ 5.84	
Domestic User—Multi-Family Dwelling	To be estimated by City		
Commercial and Industrial User	To be estimated by City		

(1) Estimates of monthly flat

Service Charge	Class of User
(cents per 100 cu. ft.)	
Domestic	18.74
Commercial	18.74
Convenience, Collection	18.74
Trailing	11.73
Capital	48.70
Total User Charge	48.70
Sec. 24-28. User Minimum Charges.	

In the event the monthly sewage service charge calculated in accordance with the water consumption schedule in Sec. 24-27 does not exceed the minimum monthly charge for each class of user as set forth hereafter, user shall pay said minimum monthly charge in lieu of the charge calculated based on water usage, as follows:

Water Meter Size	Monthly Charge
1/2"	\$ 2.43
3/4"	8.59
1"	17.51
1 1/2"	35.18
2"	58.48
2 1/2" or larger	182.44

Sec. 24-29. User Flat Charges. In the event any user is not a metered water customer, there shall be imposed flat charge rates as follows:

Classification of Customer	Monthly Charge (1)
In-City	Out-City

Domestic User—Single Family Dwelling	\$ 4.87	\$ 5.84
Domestic User—Multi-Family Dwelling	To be estimated by City	
Commercial and Industrial User	To be estimated by City	

(1) Estimates of monthly flat charges for multi-family dwellings shall be based on the number of family units accommodated by the system multiplied by the single family dwelling monthly charges. Estimates of monthly flat charges for commercial and industrial establishments shall be either estimated based on volume of operations, manufacturing processes used and other pertinent sewer use indicators or based upon outlet measurements where available. Sec. 24-29A. Special Capital Surcharge.

Each user discharging wastes into the sewage systems located in the City of Fort Wayne, Indiana, from and located in St. Joseph Township and Adams Township, Allen County, Indiana, as well as all future extensions thereof shall be subject to and shall pay a special capital surcharge in the amount of \$4.85 per month in addition to all other sewer service charges or other charges imposed by this Ordinance. Said capital surcharge shall be collected from said users until such time as the principal of all interest and other costs arising from the borrowing of funds by the City for the acquisition of said sewer system shall have been paid in full from the total of the capital surcharge herein imposed. Sec. 24-30. Contract Customers - Unit and other Charges.

In the event the City consummates a contract to serve as a regional treatment plant for any other municipality or private regional treatment plant for any age utility, either contiguous to the City or in its environs, said contract shall provide for the following unit charges:

(e) Volume Charge	(cents per 100 cu. ft.)
Treatment	18.74
Capital Charge	11.76
	30.50

(b) Variable Charge (cents per 100 cu. ft.) A variable charge for conveyance and collection costs attributable to that portion of the conveyance system and operating costs associated therewith used by the contracted customer shall be computed by the City and added to the volume charge.

(c) Flat Charge. In addition to the foregoing charges based on volume of sewage treated and conveyed each contract customer will pay a monthly billing charge of \$5.55 and a monthly surveillance charge of \$82.20.

(d) Excess Strength of Wastes Surcharge. In the event a contract customer contributes wastes having a strength in excess of domestic waste characteristics, as hereinafter defined, a surcharge based on the defined unit process charge shall be in effect for all waste found to be in excess of limitations:

Center Point Suspended Solids (SS)	3.931
Biochemical Oxygen Demand (BOD)	3.928
Phosphorus (P)	37.619

(e) Capital Surcharge. In the event contract customer delivers sewage for treatment to City for a period of 90 consecutive days which is in excess of base MGD contracted for, then customer will be subject to an additional capital charge computed at the capital charge (per 100 cu. ft.) then in effect time the excess percentage of MGD represented by dividing actual MGD by contracted MGD.

(f) Other Provisions. In the event sewage received pursuant to any contract entered into under this section exceeds any of the limitations imposed by this Chapter, the City shall have the right to impose all charges, limitations and penalties applicable to any non-contract user served by the City. Each contract entered into by the City pursuant to this foregoing rate classification shall provide that each contract customer shall agree to accept and maintain a Sewer Use Ordinance, Industrial Cost Recovery System and User Charge System acceptable to the City and in conformity with the City's obligations under Sec. 204 (b) (1) Public Law 92-500 as amended and supplemented and guidelines and regulations promulgated thereunder by the U.S. Environmental Protection Agency and 40 CFR 35.905-8, 35-928-1 and 35-928-2 and 35-935-13.

Sec. 24-31. Bulk Waste Charges. Industrial - For all industrial waste picked up from customer and hauled in City's vehicles to Plant - \$163.00 per load. For all domestic waste delivered to plant by customer's truck or tank - \$23.85 per load. For purposes of computing charges hereunder, a load is defined as 1,000 gallons of tenacity or fraction thereof. Sec. 24-32. Annual Review of Service Charges.

Prior to May 1 of each year, the General Auditor of the City Utilities and an independent certified public accountant employed for that purpose shall submit to the Board of Public Works a comparison of the calculated unit cost for flow, removal of BOD, suspended solids, and phosphorus per year, with the unit charges currently in effect from which the Board shall determine whether the current service

the rate of surcharge for each of the aforementioned constituents: a. For suspended solids (SS).....3.931 cents per pound b. For biochemical oxygen demand (BOD).....per pound c. For Phosphorus.....37.619 cents per pound (P).....per pound Sec. 24-38. Waste Evaluation Charges. All users discharging wastes into the system, requiring continuing surveillance sampling and waste evaluation shall be subject to a monthly fixed charge to cover the costs of such services in the amount of \$82.20 per discharge point. At such hearing end prior to final adoption of said Ordinance No. S-82-04-38, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-38 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours. This notice is being given pursuant to I.C. 36-9-23-26. Dated this 11th day of May, 1982.

Ralph W. Westerman, Clerk
NOTICE OF HEARING ON PROPOSED RATES AND CHARGES OF FORT WAYNE WATERWORKS

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. S-82-04-38, thereby determining to establish rates and charges for services to be rendered by the municipal waterworks. At a meeting of the Common Council on May 25, 1982, in the City-Country Bldg., Room 126, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. S-82-04-38, which provides in part as follows:

(e) Metered Rates Per Month	100 Cubic Feet
First 500 cubic feet	\$1.00
Next 1,500 cubic feet	.770
Next 2,500 cubic feet	.643
Next 7,500 cubic feet	.563
Next 18,000 cubic feet	.509
Next 20,000 cubic feet	.432
Next 50,000 cubic feet	.381
Next 50,000 cubic feet	.305
Over 250,000 cubic feet	.273

(b) Minimum Charges. Each user shall pay a minimum monthly charge based on the size of meter installed, for which the user will be entitled to the quantity of water set out in the metered schedule of rates.

Size of Meter	Per Month
1/4 inch	\$ 5.00
1/2 inch	7.50
3/4 inch	12.70
1 1/2 inch	25.30
2 inch	39.00
3 inch	79.50
4 inch	129.70
6 inch	248.40
8 inch	360.35
10 inch	540.45

(c) Municipal Service to the City of Fort Wayne

For each fire hydrant—per annum—\$165.75

(d) Private Fire Protection Service

Per annum—Fire Hydrant.	\$165.75
2 inch	41.45
3 inch	73.60
4 inch	165.75
6 inch	283.65
8 inch	460.30
10 inch	882.85
12 inch	1,178.40
16 inch	1,778.40

(e) All charges for service to customers situated outside the corporate limits of the City of Fort Wayne having availability for all of the foregoing tariffs shall be one hundred thirty-five per cent (135%) of the charges computed by application of the foregoing tariffs.

(f) Collection or Deferred Payment Charge.

All bills for water services not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3.00 and 3% on the excess over \$3.00.

At such hearing and prior to final adoption of said Ordinance No. S-82-04-38, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-38 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this 11th day of May, 1982.

Charles W. Westerman, Clerk

5/14

82

3

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN COUNTY SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned.....

D. ROOSE

who, being duly sworn, says that she is.....

CLERK

NEWS-SENTINEL

a.....

DAILY.....

newspaper of general circulation printed and published in the English language in the city of.....

FORT WAYNE, INDIANA

town.....

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for.....

one.....

time.....

the dates of publication being as follows:

5/14/82

D. ROOSE

Subscribed and sworn to before me this.....

14th.....

day of May.....

1982

My commission expires.....

November 29, 1985

Notary Public

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(b) Minimum Charges. Each user shall pay a minimum monthly charge based on the size of meter installed, for which the user will be entitled to the quantity of water set out in the metered schedule of rates.

Size of Meter	Per Month
1/4 inch	\$ 5.00
1/2 inch	7.50
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At such hearing and prior to final adoption of said Ordinance No. S-82-04-38, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-38 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this 11th day of May, 1982.

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Size of Meter	Per Month
1/4 inch	\$ 5.00
1/2 inch	7.50
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(f) Collection or Deferred Payment Charge.

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At such hearing and prior to final adoption of said Ordinance No. S-82-04-38, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-38 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

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Charles W. Westerman, Clerk

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NOTICE OF HEARING ON PROPOSED RATES AND CHARGES OF FORT WAYNE SEWAGE WORKS

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. S-82-04-39, thereby determining to establish rates and charges for services to be rendered by the sewage works. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on May 25, 1982, in the City-County Building, Room 126, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. S-82-04-39, which provides in part as follows:

Article VI. User Charges Sec. 24-27. User Volume Charges. The water usage schedule upon which charges for services rendered by the Sewer Utility shall be based on water consumption unless otherwise material or exempted in accordance with the following user classifications and the following charges for services for each such classification:

Service Charge (cents per 100 cu. ft.)		
	Domestic	Class of User Manufacturing
Treatment		18.74 18.74
Convenience, Collection, Billing.....	18.23	11.88
Capital.....	11.73	8.88
Total User Charge	48.70	39.50
Sec. 24-28. User Minimum Charges.		

In the event the monthly sewage service charge calculated in accordance with the water consumption schedule in Sec. 24-27 does not exceed the minimum monthly charge for each class of user as set forth thereafter user shall pay minimum monthly charge in lieu of the charge calculated based on water usage, as follows:

Water Meter Size	Minimum Monthly Charge
1/2"	\$ 2.43
3/4"	3.58
1"	4.73
1 1/2"	5.88
2"	7.03
3"	8.18
4"	9.33
6" or larger	12.44

Sec. 24-29. User Flat Charges. In the event any user is not a metered water customer, there shall be imposed flat charge rates as follows:

Classification of Customer	Monthly Flat Charge (1)
In-City	Out-City

Domestic User - Single Family Dwelling - \$ 4.87 \$ 5.84
Domestic User - Multi-Family Dwelling - To be estimated by City
Commercial and Industrial User - To be estimated by City
(1) Estimates of monthly flat charges for multi-family dwellings shall be based on the number of estimates of monthly flat charges for commercial and industrial establishments shall be either estimated based on number of employees, manufacturing processes used and other pertinent sewer use indicators or based upon outfall measurements where available. Sec. 24-29A. Special Capital Charge.

Each user discharging waste into the sewage system acquired by the City of Fort Wayne, Indiana, from and located in St. Joseph Township and Adams Township, Allen County, Indiana, as well as all future extensions thereof shall be subject to and shall pay a special capital surcharge in the amount of \$4.85 per month in addition to all other sewer service charges or other charges imposed by the Ordinance. Said capital surcharge shall be collected from said users until such time as the principal of and all interest and other costs accruing from the borrowing of funds by the City for the acquisition of said sewer system shall have been paid in full from the total of the capital surcharge herein imposed. Sec. 24-30. Contract Customers - Unit and Other Charges.

In the event the City consummates a contract to serve as a regional treatment plant for any other municipality or private regional treatment plant for any other municipality or private sewer utility, either contiguous to the City or in its environs, said contract shall provide for the following unit charges:

(a) Volume Charge (cents per 100 cu. ft.)
Treatment - 18.74
Capital Charge - 11.76
Total - 30.50

(b) Variable Charge (cents per 100 cu. ft.) A variable charge for conveyance and collection costs attributable to that portion of the conveyance system and operating costs associated therewith used by the contract customer shall be computed on the basis of the City and added to the volume charge.

(c) Flat Charge. In addition to the foregoing charges based on volume of sewage treated and conveyed each contract customer shall pay a monthly billing charge of \$.55 and a monthly surveillance charge of \$2.20.

(d) Excess Strength of Wastes Surcharge. In the event a contract customer contributes waste having a strength in excess of domestic waste characteristics, as hereinbefore defined, a surcharge based on the following unit process charge will be in effect for all waste found to be in excess of limitations:

Cents Per Pound
Suspended Solids (SS) - 3.931
Biochemical Oxygen Demand (BOD) - 3.928
Phosphorus (P) - 37.619

(e) Capital Surcharge. In the event contract customer delivers sewage for treatment to City for a period of 90 consecutive days which is in excess of base MGD contracted for, then customer will be subject to an additional capital charge computed at the capital charge (per 100 cu. ft.) flat in effect times the excess percentage of MGD represented by dividing actual MGD by contracted MGD.

(f) Other Provisions. In the event sewage received pursuant to any contract entered into under this section exceeds any of the limitations imposed by this chapter, the City shall have the right to impose all charges, limitations and penalties applicable to any non-contract user served by the City. Each contract entered into by the City pursuant to the foregoing rate classification shall provide that contract customer shall agree to erect and maintain a Sewer Use Ordinance, Industrial Cost Recovery System and User Charge System acceptable to the City and in conformance with the City's obligation under Sec. 204(c)(1). (1) Public Use \$2-500 as

charges and surcharges are adequate or should be changed. The methodology utilized in developing this cost comparison shall include:

1. A system including the distribution of the cost of operation and maintenance of the treatment works of the WPC Utility to each user class in proportion to such user's contribution to the total waste loading of the treatment works. Factors such as strength, volume, and delivery flow characteristics shall be considered and included as the basis for the user's contribution to insure a proportional distribution of operation and maintenance and replacement costs to each user class.

2. Total annual service charges and surcharges collected from each individual user class shall be deemed sufficient if said charges have generated during the prior operating period sufficient revenue to offset the cost of all treatment works operation and maintenance provided by the Utility, including cost of management, system repair and replacement, debt retirement and other costs incidental to the Utility Operation attributable to such class.

Article VII. Strength-of-Wastes Surcharge. The rate of surcharge for each of the aforementioned constituents shall be as follows:

a. For suspended solids (SS) - 3.931 cents per pound
b. For biochemical Oxygen demand (BOD) - 3.931 cents per pound
c. For Phosphorus - 37.619 cents per pound
(1) Minimum Discharge Charge.

All users discharging wastes into the system, requiring continuing surveillance sampling and waste evaluation shall be subject to a monthly fixed charge to cover the costs of such services in the amount of \$82.20 per discharge point.

At such hearing and prior to final adoption of said Ordinance No. S-82-04-39, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-39 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours. This notice is being given pursuant to I.C. 38-9-23-26.

Dated this 11th day of May, 1982.

Charles W. Westerman, Clerk
NOTICE OF HEARING ON PROPOSED RATES AND CHARGES OF FORT WAYNE SEWAGE WORKS

Property owners and other interested parties in the City of Fort Wayne are hereby notified that on April 26, 1982, the Common Council introduced Ordinance No. S-82-04-39, thereby determining to establish rates and charges for services to be rendered by the municipal waterworks. At a meeting of the Common Council to be held at 7:00 P.M. (Fort Wayne Time), on May 25, 1982, in the City-County Building, Room 126, there will be a public hearing on the matter of the rates and charges, and consideration of adoption of said Ordinance No. S-82-04-39, which provides in part as follows:

(a) Metered Rates Per Month

100 Cubic Feet
First 500 cubic feet - \$1.00
Next 1,500 cubic feet - .770
Next 2,500 cubic feet - .643
Next 7,500 cubic feet - .593
Next 18,000 cubic feet - .509
Next 20,000 cubic feet - .432
Next 50,000 cubic feet - .381
Next 50,000 cubic feet - .305
Over 150,000 cubic feet - .279

(b) Minimum Charge. Each user shall pay a minimum monthly charge based on the size of meter installed, for which the user will be entitled to the quantity of water set out in the metered schedule of rates.

Size of Meter	Per Month
1/4 inch	\$ 5.00
1/2 inch	7.80
1 inch	12.70
1 1/2 inch	25.30
2 inch	39.00
3 inch	77.95
4 inch	99.93
6 inch	246.40
8 inch	350.35
10 inch	640.45

(c) Municipal Service to the City of Fort Wayne

For each fire hydrant - \$185.75 per annum

(d) Private Fire Protection Service

Per annum -
Fire Hydrant - \$165.75
2 inch - 18.40
3 inch - 41.45
4 inch - 73.60
6 inch - 165.75
8 inch - 283.65
10 inch - 450.30
12 inch - 682.85
16 inch - 1,178.40

(e) All charges for service to customers situated outside the corporate limits of the City of Fort Wayne having availability for all of the foregoing tariffs shall be one hundred thirty-five per cent (135%) of the charges computed by application of the foregoing tariffs.

(f) Collection or Deferred Payment Charge

All bills for water services not paid within fifteen (15) days from the due date thereof, as stated in such bills, shall be subject to a collection or deferred payment charge of 10% on the first \$3 and 3% on the excess over \$3.00.

At such hearing and prior to final adoption of said Ordinance No. S-82-04-39, all interested parties may appear and be heard. Copies of Ordinance No. S-82-04-39 are on file in the office of the Clerk and are available for inspection by any interested parties during regular business hours.

Dated this 11th day of May, 1982.

Charles W. Westerman, Clerk

5/14

General Form No. 99 P (Rev. 1967)

To: NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

es, neither of which shall total more than four solid lines (retirement is set) - number of equivalent lines

4	
389	
1	
394	
394	
200	
78.80	

le equals 394 equivalent lines at .200

bular work (50 per cent of above amount)

each proof in excess of (two) 6 extra

\$ 81.80

the amount claimed is legally due, after allowing all just credits, and that no part of the same

Title: CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned, D. ROOSE

that she is, CLERK

NEWS-SENTINEL

DAILY

newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy,

which was duly published in said paper for one time